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14 And the Proposed Plaintiff Class

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 GLORIA JIMENEZ, individually, and on) Case No. CV 08-2607 MMC
19 behalf of all others similarly situated,) Case No. CV 08-03064 MHP
) Case No. CV 08-03337 SC
20 Plaintiff,)
)
21 vs.) **PLAINTIFF’S RESPONSE TO**
) **DEFENDANT’S ADMINISTRATIVE**
) **MOTION TO RELATE CASES**
22 PEROT SYSTEMS CORPORATION, a)
23 Delaware Corporation; and DOES 1 to 50,)
) Judge: Hon. Maxine M. Chesney
24 Defendants.)
)
) Complaint Filed: 07/12/07
25)

E-FILED

1 Plaintiff does not dispute herein Defendant’s statement that “The putative classes of the
2 *Gomez* Complaint and the *Jimenez* Complaint overlap.” Plaintiff also does not dispute
3 Defendant’s statement that the *Gomez* Complaint presents overlapping issues with *Mancera v.*
4 *Perot Systems Corporation.*

5 However, Plaintiff is currently contesting the jurisdiction of this Court in the *Jimenez*
6 case, and the Court has recently vacated the hearing on Plaintiff’s Motion to Remand, which was
7 set for August 8, 2008, due to Defendant’s failure to file a timely Opposition (Docket No. 20). If
8 the Court remands the *Jimenez* case, then it would no longer be related to *Gomez* or *Mancera*,
9 although a determination would still need to be made as to whether *Gomez* and *Mancera* are
10 related to one another. Accordingly, Plaintiff requests that this Court refrain from issuing an
11 Order relating *Jimenez* to either of the two other cases before first ruling on Plaintiff’s Motion to
12 Remand in the *Jimenez* case. If the Court remands the *Jimenez* case, then any related case
13 determination should be made with respect to the *Gomez* and *Mancera* cases only.

14 Respectfully submitted,

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16 Dated: July 25, 2008

17 CHAVEZ & GERTLER LLP
18 SCHNEIDER WALLACE
19 COTTRELL BRAYTON KONECKY LLP
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22 By: _____/s/
Christian Schreiber

23 Attorneys for Plaintiff GLORIA JIMENEZ
24 and the Proposed Class
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